

James H. Weingarten, DC Bar No. 985070
Peggy Bayer Femenella, DC Bar No. 472770
James Abell, DC Bar No. 990773
Cem Akleman, FL Bar No. 107666
Jennifer Fleury, NY Bar No. 5053178
Meredith R. Levert, DC Bar No. 498245
James Gossmann, DC Bar No. 1048904
Amanda L. Butler, IL Bar No. 6299218
Federal Trade Commission
600 Pennsylvania Avenue, NW
Washington, DC 20580
Tel: (202) 326-3570

*jweingarten@ftc.gov; pbayer@ftc.gov;
jabell@ftc.gov; cakleman@ftc.gov;
jfleury@ftc.gov; mlevert@ftc.gov;
jgossmann@ftc.gov; abutler2@ftc.gov*

Erika Wodinsky, Cal. Bar No. 091700
90 7th Street, Suite 14-300
San Francisco, CA 94103
Tel: (415) 848-5190

ewodinsky@ftc.gov

[Additional counsel identified on signature page in accordance with Local Rule 3-4(a)(1)]

Attorneys for Plaintiff Federal Trade Commission

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

MICROSOFT CORP.

and

ACTIVISION BLIZZARD, INC.,

Defendants.

Case No. 3:23-cv-2880-JSC

**PLAINTIFF FEDERAL TRADE
COMMISSION'S SECOND
SUPPLEMENT TO ITS EXHIBIT LIST**

Dept.: Courtroom 8
Judge: Honorable Jacqueline Scott Corley

PLAINTIFF FEDERAL TRADE COMMISSION'S SECOND SUPPLEMENT TO ITS EXHIBIT LIST
CASE NO. 3:23-CV-2880-JSC

Pursuant to the Court's Order Regarding Evidentiary Hearing on Preliminary Injunction Motion (Dkt. No. 76), Plaintiff Federal Trade Commission ("Plaintiff") files the attached redacted version of Plaintiff's Second Supplement to its Exhibit List as Exhibit A. This attached Exhibit List supplements Plaintiff Federal Trade Commission's Exhibit List (Dkt. No. 182) and Plaintiff's First Supplement to its Exhibit List (Dkt. No. 198). Plaintiff's Second Supplement to its Exhibit List is designated as confidential pursuant to Plaintiff's concurrently filed Administrative Motion to Consider Whether Another Party's Material Should be Sealed. Plaintiff's Second Supplement to its Exhibit List identifies those exhibits that Plaintiff reasonably expects a party to designate as confidential pursuant to Civil Local Rule 79-5(f).

Plaintiff reserves the right to:

1. Call a custodian of records or other similar witness of any party or non-party from whom documents or records have been obtained to the extent necessary to establish the authenticity or admissibility of documents;
2. Introduce the native versions of any documents;
3. Introduce an excerpt of an exhibit as appropriate;
4. Supplement Plaintiff's Exhibit List as appropriate;
5. Supplement Plaintiff's Exhibit List with any documents used as exhibits at any depositions, along with the deposition transcripts, that occur after the service of Plaintiff's Exhibit List; and
6. Introduce any other documents as exhibits in rebuttal.

Dated: June 26, 2023

Respectfully submitted,

/s/ Jennifer Fleury

Jennifer Fleury
Peggy Bayer Femenella
James Abell
Cem Akleman

1 J. Alexander Ansaldo
Michael T. Blevins
2 Amanda L. Butler
Nicole Callan
3 Maria Cirincione
Kassandra DiPietro
4 Michael A. Franchak
James Gossmann
Ethan Gurwitz
5 Meredith R. Levert
David E. Morris
6 Merrick Pastore
Stephen Santulli
7 Edmund Saw
James H. Weingarten
8

9 Federal Trade Commission
600 Pennsylvania Avenue, NW
10 Washington, DC 20580
Tel: (202) 326-3570

11 Erika Wodinsky

12 Federal Trade Commission
90 7th Street, Suite 14-300
13 San Francisco, CA 94103

14 *Counsel for Plaintiff Federal Trade*
15 *Commission*
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